1941

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File No. Boilers II/41

Legal DEPARTMENT

B BRANCH

Subject:—

Rules and Notifications under the Indian Boilers Act 1923 (V of 1923

File No. Boilers II/41

Std. Sects. Slip 44 15 6.

220 B

Contents.

Legal Department File No. Boiler II/41

Sr. No.	Compilation No.	Subject	Pages
		The Indian Boilers Act 1923	
1	R.D.No. 1159 3/2/41.	Boilers Rules 1934- To amend rules. 153, 154	
	O.No.2032. 7/3/41		1-5
	O.No.2169 11/3/41.	The Bombay Boilers Rules 1934 Rule 64 of	

PSU. 14/4.
W.P. 16/4
16/4

Submitted.

2. For the reasons given by the Commr. of Labour, Bombay, in his letter on p. 1ante, it is proposed to amend rules 153 and 154 of the Bombay Boilers Rules, 1924, as shown in the draft notification on p. 3 ante. The R.L.A. is requested to scrutinize the said notification.

3. A revised draft notification is appended. The word "sections" after the word "elementary" in rule 154 in the reprint of the Bombay Boilers Rules, 1924 (copy below) appears to be a printing error (cf. wording of the rule at p. 761 of Vol. II of Local Rules and Orders). It may be duly rectified.

Sd/-
20/2

The Commr's draft notification at pp. 3 and 4, as very slightly amended is in order.

Sd/-
D.S.
14/2.

R.L.A.

I don't think D.S.'s suggestion is feasible, as it will entail amendment of others sections which are similarly worded. Reply as at A.

PSM. 14/4.

~~Office of the R.L.A.~~

~~The Commissioner's draft notification at~~

Office of the R.L.A.

The Commissioner's notification at pages 3 and 4 as very slightly amended is in order.

Sd/-

Remembrancer of Legal Affairs.

U.R. to ~~Ex~~ the P.&S.D., No. 2032, dated the 7th March 1941.

PSM. 14/4.

NOTIFICATION.

Political and Services Department,
Bombay Castle, 1941.

No. .- The following draft of a notification which it is proposed to issue in exercise of the powers conferred by section 29 of the Indian Boilers Act, 1923 (V of 1923), is published as required by Subsection(1) of section 31 of the said Act, for the information of all persons likely to be affected thereby and notice is hereby given that the said draft will be taken into consideration by the Government of Bombay after three month from the date of its publication in the Bombay Government Gazette.

2. Any objection or suggestions which may be received by the Commissioner of Labour, Secretariat, Bombay; from any persons with respect to the said draft before the date aforesaid will be considered by the Government of Bombay.

DRAFT NOTIFICATION.

No. .- In exercise of the powers conferred by section 29 of the Indian Boilers Act, 1923(V of 1923), the Government of Bombay is pleased to amend the Bombay Boiler Rules, 1924, published in Government Notification in the General Department, No. 4667-II, dated the 15th December 1924, as follows, namely:-

In the said rules---

1. for clause (b) of rule 153 the following clause shall be substituted, namely:-

"(b) to write answers to ten questions set by the

"(b) to write answers to ten questions set by the examiners appertaining to the subjects specified in clauses (b), (c),(d),(f), (g),(h),(j),(k),(l) and (m) of rule 150. eight of which will be compulsory, and",

and

2. in rule 154 for the word "elementary" the words "written questions." shall be substituted.

By order of the Governor of Bombay,

Chief Secretary to Government.

Office of the R.L.A.

t appears that the intention of the Commissioner of Labour is to fix the tenure of the Board of Examiners appoint for the purpose of determining the fitness of persons who desire to qualify as attendants onboilers at five years. Rule 84 of the Bombay Boiler Rules, 1924, provides that Gover ment shall from time to time nominate competent engineers hav knowledge of prime movers and boilers to be ex members of the Board of examiners for thesaid examinations. This rule empowers Government to appoint any member of the board for any period it deems fit. While appointing the board, Government can therefore direct that its members shall hold office for a period of 5 years. No amendment of therule is therefore / necessary. The view taken in paragraph 2 of the P.& S.D. note at p. 3 is correct.

Sd/-

Remembrancer of Legal Affairs.

U.R. to the P.& S.D., No. 2169 dated the 11th March 1941.

PSM. 14/4,.